

February 7, 2014

BY FAX 212-857-2346 AND REGULAR MAIL

The Honorable Denny Chin
United States Circuit Judge
Sitting By Designation
Daniel Patrick Moynihan
U.S. Courthouse
500 Pearl Street
New York, New York 10007

MEMO ENDORSED

RE: Securities and Exchange Commission v. Byers, No. 08-cv-7104

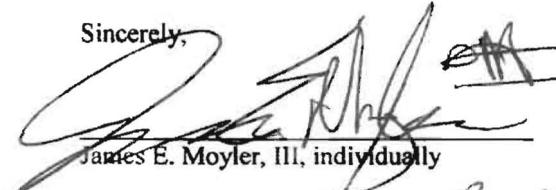
Dear Judge Chin:

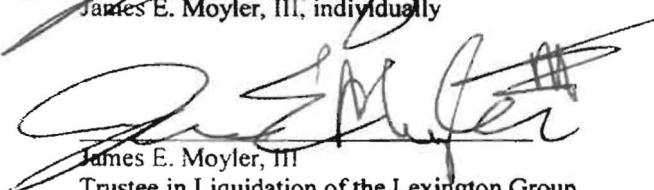
This letter is respectfully submitted by James E. Moyler, III and Charlotte J. Moyler, individually, and as Trustees in Liquidation of the Lexington Group, Inc., Successor in Interest of BICC Limited Partnership, regarding the Receiver's Motion for an Order Confirming Sale of the Brandermill Property (Dkt. No. 956).

We hereby withdraw our objections dated December 11, 2013, January 9, 2014, and February 7, 2014 to the Receiver's motion. We support the Receiver's amended proposed order submitted to the Court on February 4, 2014.

We have executed documents asking the Supreme Court of Virginia and the Chesterfield County Circuit to dismiss with prejudice the lawsuit we have pending against receivership entities and agree to abide by this Court's orders, including its October 24, 2008 Order on Consent Imposing Preliminary Injunction, and not bring or cause to be brought, any lawsuits or encumbrances that may interfere with the Receiver's duties.

Sincerely,

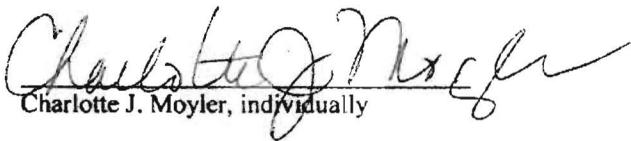

James E. Moyler, III, individually

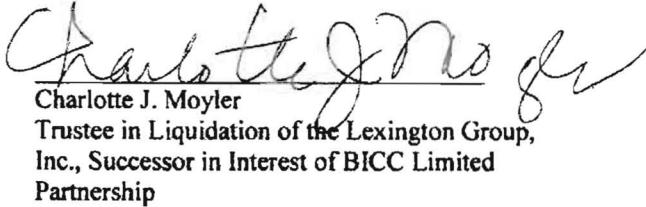

James E. Moyler, III
Trustee in Liquidation of the Lexington Group,
Inc., Successor in Interest of BICC Limited
Partnership

The conference
scheduled for today
is hereby CANCELED,
so ORDERED.


WCT 2-10-14

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Charlotte J. Moyler, individually


Charlotte J. Moyler
Trustee in Liquidation of the Lexington Group,
Inc., Successor in Interest of BICC Limited
Partnership

cc: Jonathan W. Ware, counsel to Receiver, by fax (202-777-4555) and email